## T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			11-Jul-07		APPL. S. N:		10801470	_
To Examiner	:		AFSHAR, KAMRA	N	Art Unit		2617	<u></u>
From			Gunter-Riley, Jo PARALEGAL SPCE		Return This Memo To: Drop-Off Location	Case	JEF-2D68	j
SUBJECT: D	ecisior	on Te	rminal Disclaimer(T.D.) f	iled:		•		
form paragra or have any	aphs id questic	entified ons, ple	viewed the submitted T.I I by this informal memo it ase see me or the Speci ED TO APPLICANT OR (2	n your next ( al Program Ex	Office action to notify appointment of the control	plicant of the ORMAL, IN	he T.D. If you disa ITERNAL MEMO ON	gree ILY.
please initial	, date	and ret	urn this memo to me. Th	IANK YOU.				
☑ The	The T.D. is PROPER and has been recorded (see 14.23).							
☐ The	The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24):							
	The TD fee of has not been submitted nor is there any authorization in the application file for the use of a deposit account							for the
	The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).							
	The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).							
	The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).							
	The person who signed the T.D.:							
			is not an attorney "of r	ecord" (see 1	4.29 and 14.29.01).			
			has failed to state his/	ner capacity t	o sign for the business e	entity (see	14.28).	
			is not recognized as ar	officer of the	e assignee (see 14.29 &	possible 14	4.29.02).	
	1	nor is t (see 37	umentary evidence of a c he reel and frame numbe CFR 3.73(b) and 1140 C number may be found in	r specified as D.G. 72). NOT	to where such evidence E: This documentary evi	is recorde idence or t	ed in the Office the specifying of the	e reel and
	-	The T.C	. is not signed (see 14.2	6 & 14.26.03	).			
	The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).						ouble	
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).						
	-	The per	riod disclaimed is incorrec	t or not spec	ified (see 14.26, 14.27.0	02 or 14.26	5.03).	
		Other:						
			tion to request refund (so not check this item.	ee 14.36). NC	OTE: If already authorize	d, credit re	efund to deposit ac	count
I have appro	priatel	y notifi	ed applicant(s) of the sta	tus of the Te	rminal Disclaimer filed in	this case.		
Ex.Initials:			_ Date:				Log Date:	

Application Number	Application/Control No.		Applicant(s)/Patent under Reexamination  KHARE ET AL.			
Document Code - DISQ	Internal Doc		cument – DO NOT MAIL			
TERMINAL DISCLAIMER	⊠ APPROVED		☐ DISAPPROVED			
Date Filed : July 9, 2007	This patent is subject to a Terminal Disclaimer					
Approved/Disapproved by:						
Henry D. Jefferson						

U.S. Patent and Trademark Office

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## TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number (Optional) 15469US01

In re Application of: Khare

Application No. 10/801,470

Filed: 3/16/2004

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For: Integration of Secure Identification Logic into Cell Phone

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filled prior to the grant of any patent on the pending reference application," in the event that: any such patent granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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1.	_	For submissions on behalf of a business/organ agency, etc.), the undersigned is empowered to a			government			
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.								
2.	$\boxtimes$	The undersigned is an attorney or agent of record.	Reg. No. 44.052	_				
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M	Term	inal disclaimer fee under 37 CFR 1.20(d) is included	i. ·					
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This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA22313-1450.

\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).

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